

**WEST VALLEY CITY, UTAH**

**RESOLUTION NO. \_\_\_\_\_**

**A RESOLUTION APPROVING AN AMENDMENT  
TO THE AGREEMENT FOR THE DISPOSITION OF  
LAND FOR PRIVATE DEVELOPMENT BETWEEN  
THE CITY, THE REDEVELOPMENT AGENCY OF  
WEST VALLEY CITY, AND COVENTRY  
III/SATTERFIELD HELM VALLEY FAIR MALL,  
LLC, TO PROVIDE FOR THE REDEVELOPMENT  
OF THE VALLEY FAIR MALL.**

**WHEREAS**, the Redevelopment Agency of West Valley City (the “RDA”) desires to promote the economic development and general welfare of the City by facilitating the expansion and redevelopment of Valley Fair Mall area; and

**WHEREAS**, Coventry III/Satterfield Helm Valley Fair Mall, LLC, the Owners of Valley Fair Mall desire to expand and improve their retail center by the renovation of the existing structures and the construction of additional stores; and

**WHEREAS**, the City has determined that the redevelopment of Valley Fair Mall will benefit the residents of West Valley City and will help spur development of the City Center area and that it is appropriate that the City participate in the process; and

**WHEREAS**, Title 11, Chapter 13, Utah Code Annotated 1953, as amended, entitled “Interlocal Cooperation Act” provides that any one or more public agencies may contract with any one or more other public agencies to perform any governmental service, activity, or undertaking which each public agency is authorized by law to perform; and

**WHEREAS**, in order to facilitate the objectives of the parties, the City, the RDA, and Coventry III/Satterfield Helm Valley Fair Mall, LLC, have previously entered into an Agreement entitled “Agreement for the Disposition of Land for Private Development” (the “Agreement”). This Agreement sets forth the rights, duties and obligations of each of the parties thereto; and

**WHEREAS**, the parties to the Agreement desire to amend certain sections of the Agreement to adjust the criteria for the use of property tax increment made available for the project by the RDA. Therefore, an amendment to the Agreement has been prepared for execution by and between the City, the RDA and Coventry III/Satterfield Helm Valley Fair Mall, LLC, (the “Amendment”). This Amendment, which is attached hereto and entitled “Amendment No. 1 to Agreement for Disposition of Land for Private Development (A.D.L.),” sets forth the rights, duties, and obligations of each of the parties with respect thereto; and

**WHEREAS**, the City Council, of West Valley City, Utah, does hereby determine that it is in the best interest of the health, safety and welfare of the citizens of West Valley City to approve the Amendment to the Agreement for the Disposition of Land for Private Development described above;

**NOW THEREFORE**, be it resolved by the City Council of West Valley City, Utah, that Amendment No. 1 to the Agreement for the Disposition of Land for Private Development described above is hereby approved and the Mayor is hereby authorized to execute said document for and in behalf of West Valley City, subject to approval of the final form of the document by the City Manager and City Attorney's Office.

**PASSED, APPROVED and MADE EFFECTIVE** this \_\_\_\_\_ day of \_\_\_\_\_, 2009.

WEST VALLEY CITY

\_\_\_\_\_  
MAYOR

ATTEST:

\_\_\_\_\_  
CITY RECORDER